IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

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WRIT PETITION NO : 8242 of 2005

Between:

Md. Hazimiyah S/o. Gouse Miya,
R/o. Thanda Village, Veldanda Mandal,

Mahbubnagar District.

..... PETITIONER

AND

The Depot Manager,

APSRTC, Kalwakurthy Depot,

Mahbubnagar District.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus declaring the action of respondents in not releasing petitioner annual grade increments after expiry of stipulated period in the impugned orders dt. 13-10-2003 and 22-9-2004 as illegal, arbitrary, violation of principles of natural justice and violation of Articles 14 and 16 of the Constitution of India and consequently direct the respondent to release the annual grade increments of the petitioners by considering his representations dt. 24-3-2005 with all consequential benefits.

Counsel for the Petitioner: Mr. K.VENKATESWARLU

Counsel for the Respondent: Mr. P.VINAYAKA SWAMY (SC FOR APSRTC)

The Court at the stage of admission made the following :

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ORDER:

This Writ Petition is filed seeking a Writ of Mandamus declaring the action of respondent, in not releasing the annual grade increments to the petitioner after expiry of the stipulated period mentioned in the impugned orders, dated 13-10-2003 and
22-09-2004, as illegal, arbitrary and in violation of Articles 14 and 16 of the Constitution of India, and consequently to direct the respondent to release the annual grade increments to the petitioner by considering his representations dated 22-02-2004 and 24-03-2005, with all consequential benefits.

2. Heard the learned counsel for the petitioner and the learned standing counsel for the respondent.

3. Appropriate decision has to be taken by the respondent whether to release the annual grade increments to the petitioner after expiry of the stipulated period in

accordance with the regulations of the respondent-corporation. Therefore, Writ Petition is devoid of merits.

4. Accordingly, the Writ Petition is disposed of directing the respondent to take appropriate decision in accordance with the regulations basing on the representations of the petitioner, dated 22-02-2004 and 24-03-2004, within a period of two months from the date of receipt of a copy of this order. No order as to costs.

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(K.C.BHANU,J)

13th April, 2005.

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Note:

Furnish C.C. within three days.

B/o

tsy

To

1. The Depot Manager,

APSRTC, Kalwakurthy Depot,

Mahbubnagar District.

2. One CC to MR.VENKATESWARLU

3. Two CD Copies.